

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF TEXAS  
AUSTIN DIVISION

IN RE:	§	
	§	
	§	
SCC KYLE PARTNERS, LTD.,	§	
Debtor.	§	
	§	
	§	CIVIL ACTION NO. A:13-CV-756-LY
WHITNEY BANK, SUCCESSOR BY	§	
MERGER TO WHITNEY NATIONAL	§	
BANK, INDIVIDUALLY AND AS	§	
AGENT FOR CERTAIN PRE-PETITION	§	
LENDERS,	§	
Appellant,	§	
	§	
v.	§	
	§	
SCC KYLE PARTNERS, LTD.,	§	
Appellee	§	

**APPELLEE’S MOTION TO SUPPLEMENT RECORD ON APPEAL**

TO THE HONORABLE LEE YEAKEL, UNITED STATES DISTRICT JUDGE:

SCC Kyle Partners, Ltd. (“Appellee” or “SCC”), Appellee, files this Motion to Supplement Record on Appeal, as follows:

1. Some of the issues in this appeal relate to Appellant’s Objection to the Claim of Seton Family of Hospitals (“Seton”). As set more fully in the Briefs filed by the parties, Appellant filed an objection to Seaton’s Proof of Claim after the conclusion of the confirmation hearing.

2. On August 29, 2013, the Bankruptcy Court held a hearing on that Objection. On October 25, 2013, the Court entered its Order denying Appellant’s Objection. A copy of the Order is attached as Exhibit “A” to this motion.

3. Appellee requests leave to supplement the record on appeal to include this Order.

Respectfully submitted,

HOHMANN, TAUBE & SUMMERS, L.L.P.

By: /s/ Mark C. Taylor

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ATTORNEYS FOR APPELLEE

**CERTIFICATE OF CONFERENCE**

On October 29, 2013, counsel for Appellee conferred with counsel for Appellant concerning this motion. Counsel for Appellant does not oppose the requested relief.

**CERTIFICATE OF SERVICE**

A true and correct copy of the foregoing was served by ECF delivery on the persons listed below, and all others receiving ECF notice, on October 29, 2013:

James G. Ruiz  
Winstead PC  
401 Congress Ave., Suite 2100  
Austin, Texas 78701

/s/ Mark C. Taylor

Mark C. Taylor